

22651 U.S. PTO
031104

CUSTOMER NO.
22045

UTILITY PATENT APPLICATION TRANSMITTAL

Address to: Mail Stop PATENT APPLICATION Commissioner for Patents U.S. Patent & Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	Attorney Docket No.	WAS 0551 PUS1
	Inventor(s) or Appln. Identifier	Christian Herzig; Hans Lautenschlager, Martina Bloechl

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1. This application entitled Alkenyl-Functional Siloxane Copolymers As Antimisting Additives For Silicone Coating Compositions is:
- a. ☐ A new application under 37 C.F.R. § 1.53(b).
- b. ☒ A ☐ continuation ☒ divisional or ☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of prior application-Serial No. 10/298,715 filed on November 18, 2002, entitled Alkenyl-Functional Siloxane Copolymers As Antimisting Additives For Silicone Coating Compositions.
- c. ☐ A new utility application which claims the benefit of provisional application Serial No. , filed on .

Application elements and other attached papers:

2. ☒ Specification (including Claims and Abstract) [Total Pages 40]
3. ☐ Drawings (☐ informal / ☐ formal) [Total Sheets]
4. ☒ Oath or Declaration
- a. ☐ Newly-executed
- b. ☒ Copy from a prior application (37 C.F.R. § 1.63(d))
5. ☒ Incorporation By Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).
- a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:
- _____
- _____
- b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

CERTIFICATION UNDER 37 C.F.R. § 1.10	
I hereby certify that this UTILITY PATENT APPLICATION TRANSMITTAL and the documents referred to as attached therein are being deposited on the below date with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee" addressed to: Mail Stop Patent Application, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:	
Express Mail Label No. <u>EV 141 487 660 us</u>	<u>Lidia Freismuth</u> (Type or print name of person mailing paper)
Date of Deposit: <u>3-11-04</u>	<u>Lidia Freismuth</u> (Signature of person mailing paper)

7. Preliminary Amendment:

- a. ☒ A Preliminary Amendment Under 37 C.F.R. § 1.115 is attached.
- b. ☒ Cancel in this application original claims 1 - 10 of the prior application before calculating the filing fee.
- c. ☒ Please amend the specification by inserting before the first line the following sentence:
- "This is a _____ continuation ☒ divisional of copending application(s) serial number 10/298,715, filed on November 18, 2002, and claims priority to the latter application and to German application DE 101 61 334.2 filed December 13, 2001."
- d. ☐ A Petition to Suspend Prosecution For The Time Necessary to File An Amendment (New Application Filed Concurrently) is attached.

8. Small entity status:

- a. ☐ Applicant claims small entity status.
- b. ☐ Small entity status was claimed in the prior nonprovisional application and such status is still proper and desired.
- c. ☐ Is no longer desired.

9. Fee Calculation:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS (37 C.F.R. § 1.16(c))	18 -20 =		x 18.00	--
INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b))	1 -3 =		x 86.00	--
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. §1.16(d))			290.00	
BASIC FEE (37 C.F.R. § 1.16(a))				770.00
TOTAL OF ABOVE CALCULATIONS				770.00
REDUCTION BY 50% FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. §§ 1.9, 1.27, 1.28)				
\$40.00 ASSIGNMENT RECORDAL FEE (if applicable)				
TOTAL				770.00

10. ☒ A check in the amount of \$ 770.00 is enclosed.
11. ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees (or any deficiency therein) to Deposit Account No. 02-3978 :
- a. ☒ Fees required under 37 C.F.R. § 1.16.
- b. ☒ Fees required under 37 C.F.R. § 1.17.
12. Maintenance of Copendency of Prior Application
☐ A request for extension of time and the appropriate fee have been filed in the pending prior application (or are being filed in the prior application concurrently herewith) to extend the period for response until _____.
13. ☒ An Information Disclosure Statement (IDS) is attached, along with the following indicated attachments thereto:

- a. ☒ Form PTO/SB/08A & B (2 sheet(s))
- b. 2 Copies of references cited.
14. ☒ Certified copy of priority document(s) 101 61 334.2 filed with U.S. Serial No. 10/298,715, November 18, 2002.
15. ☐ Nonpublication Request Under 37 C.F.R. § 1.213(a)
16. ☐ Request for Early Publication Under 37 C.F.R. § 1.219
17. ☒ Return Receipt Postcard
18. ☐ Other: _____
19. ☒ An Assignment of the invention to Wacker-Chemie GmbH
having an address of Hanns-Seidel-Platz 4, 81737 Munich, Germany
- a. ☐ is attached.
- b. ☒ was recorded on November 18, 2002 at Reel 013505, Frame 0969.
- c. ☐ Applicant requests that the above assignee information be published with the application.
20. The power of attorney in the prior application is to:
- William G. Conger 31,209
Name of Attorney of Record Reg. No.
- ☒ The power appears in the original papers in the prior application.
- ☐ The power does not appear in the original papers, but was filed on _____.
- ☐ A new power has been executed and is attached.
21. Correspondence Address: Please address all future communications to:

CUSTOMER NO.


22045

Telephone: 248-358-4400; Fax: 248-358-3351

Respectfully submitted,

Christian Herzig; Hans Lautenschlager, Martina Bloechl

Date March 11, 2004


Name: William G. Conger
Registration No.: 31,209

☒ Attorney or agent of record
☐ Filed under Rule 34(a)